G. R. S. 59]

GENERAL AND REVENUE SECRETARIAT.

190

(Medical)

File No. 64 of 03-04

Serial Nos. 1-4

Papers Filed.

Month March 04

SUBJECT.

Declines to give retrospective effect to the promotion of Mr. J. S. David, Sub Asst Surgeon.

PREVIOUS REFERENCES.	LATER REFERENCES.

GPB—1,000—16-6-03

OFFICE OF THE DEWAN OF MYSORE

REVENUE AND GENERAL, DEPARTMENTS.

Short Office Note.

* No. and name of the file from whom, catch words to denote nature of Subject should be stated, in red ink.

* The Office Note should be in black ink. Write only on side of this form. Number of the same file as long as there is space.

***Subject**

Letter No 968 dated the 2nd September 1902, from the Senior Surgeon about giving retrospective effect to the order of the 4th July 1902, promoting Messrs Mohamed Ilsman and G. David from Sub Apothecaries to Apothecaryships, 4th Class Surgeonships.

Note

With the above, the Senior Surgeon forwards letter No 30 dated the 18th Septr from Dr. B. Mohamed Ilsman, and recommends that as prayed for therein the order of the 4th July 1902, No 253-7 Mis 44 (papers S. No 15) be given retrospective effect, so far as the promotions of Messrs Mohamed Ilsman and G. David are concerned. The order referred to does not, it is submitted, specify the vacancies in filling which the Officers referred to were promoted.

Submitted for orders.

8/9/02

There were promotions 3 vacancies as stated

below from the dates noted against Such: —

1. Asstt Surgeon Ramulu died on the 30th March 1901. Serial No 1.

2. Asstt Surgeon Mr. B. Venkat Rao died on 18th February 1902. Reference papers not up

3. Asstt Surgeon Mr. Ramaswami Pillé died on the 15th Feby 1902 — Do —

In filling up these vacancies Messrs Mahomed Usman & G. David were promoted. Mr Mahomed Usman says that if retrospective effect is not given to his promotion, he would not only lose 180 Rs now entitled also sustain a loss of Rs 300 f. every third Year, owing to the delay in ~~the~~ present promotion. His loss is calculated on the strength of ~~the~~ para 4 of Govt Pro: No 3868-9 Mis: 736 of 23rd September 1897 (Serial No 1/a), which lays down that an Assistant Surgeon will rise from 1 class to another after 3 years approved Service,

Note. at 30 Rs per measem for 6 months. on the assumption that the vacancy occurred in January 1902.

Para 6 of the order ~~[illegible]~~ says that the promotion of a Sub Assistant Surgeon to an Assistant Surgeonship is regulated by seniority & merit and not by time.

Subj forwarders.

WD

24/9/1902

The loss of 300 Rs will be only if till he gets to the IV grade.

There is nothing like a claim which shd be allowed as of right. If Govt is pleased, there is nothing against giving this retrospective effect.

Hm,
27/9

The Dewan
through the
2nd Councillor.

7586

Yr - Invalid Cand
Want Unit yearly Allowance
Service duly qualified etc
Affairs on usual Note

2. X. or Unit

D.A.
Hm
1/10

Three grievances are now understood - Promotions ~~[illegible]~~ only have effect from the dates on which they are ordered. The Govt are not prepared in the present case to give them retrospective effect. Some such order as the above should be issued -

G.

29 - 9 - 02

~~[illegible]~~ 1902 6339 29-9-02

In his subsequent letter No 491 dated the 25th September, 1902, the Senior Surgeon has recommended that Mr. O. Chengalroya Mudr., who was promoted, along with Messrs David and Mohamad Usman in one and the same order, to the Honorary Asst Surgeon's Grade, may be allowed to draw the increased rate of pay from the date on which Mr. T. Kanyasawmy Pillai died, viz the 25th November, 1901.

Subd with draft in which the above letter is also included

HO 6/10/02 — JB 7/10.

Note Cashr Paper with flag A

In Govt Procs No 6008-9 Mis 952 dated the 20th October, 1902, Govt declined to give retrospective effect to the promotions of Messrs Mahomed Usman and G. S. David from the Sub Asst Surgeon's Grade to the Asst Surgeon's Grade & and of Mr. O. Chengalroya Mudr from the Honry: Sub Asst Surgeon's Grade to the Honry: Asst Surgeon's Grade, ordered in Govt order

below from the dates noted against each: —

1. Asst. Surgeon Mr. Mahomed Usman died on the 30th March 1901. Serial No 1.

2. Asst. Surgeon Mr. R. Venkat Rao died on 18th February 1902. Reference papers not up

3. Asst. Surgeon Mr. Ramaswami Pillé died on the 15th Feby 1902 — Do —

In filling up these vacancies Messrs Mahomed Usman & G. David were promoted. Mr. Mahomed Usman says that if retrospective effect is not given to his promotion, he would not only lose 180 Rs now but he also sustains a loss of Rs 300 of every third Class, owing to the delay in getting the present promotion. His loss is calculated on the strength of para 4 of Govt. Pro: No 3868-9 Mis: 736 of 23rd September 1897 (Serial No 1/a), which lays down that an Assistant Surgeon will rise from 1 class to another after 3 years approved Service,

× Note. at 30 Rs per measem for 6 months. on the assumption that the vacancy occurred in January 1902.

5 and 6 of the order ~~[illegible]~~ says that the promotion of a Sub Assistant Surgeon to an Assistant Surgeonship is regulated by vacancy merit and not by time.

Submitted for orders.

WB

24/9/1902

The loss of 300 Rs will be only till he gets to the 1st grade.

There is nothing like a claim which shd be allowed as of right. If Govt is pleased, there is nothing against giving the retrospective effect.

Hm, 27/9

The Dewan
through the
2nd Councillor.

7586

Yes - provided you are sure that vacancy arose only after the Order was issued.

D.a. Hm 1/10

Nil
27/9/02

There grievances are now understood. Promotions should be given effect to from the dates on which they are ordered. The Govt are not prepared in the present case to give them retrospective effect.

Some such order as the above should be issued.

Hm 29/9 6339 to-or

29-9-02.

[redacted] with flag B order No 253-4 / Mis 44 of the 4th July 1902.

In his letter to the Offg Senior Surgeon No 552 of 11-11-03, Mr L. D. David, Asst Surgeon in medical charge of the Chiltaldrug Deptt brings to his notice that in Fort Minor Gazette dated the 8th October, 1903, and 5th November, 1903, the promotions of certain Police Officers and Officers of the Engineering Deptt are published with retrospective effect, and requests the Offg Senior Surgeon to recommend to Govt for giving retrospective effect to his promotion

Letter No Endst

dated

Accordingly, in his present letter, the Offg Senior Surgeon recommends retrospective effect being given to the promotions ordered by Govt in their order of the 4th July, 1902. He states "At present promotions date from whatever time Govt may have had time to consider the question of the promotions which is hardly an exact procedure and may work very hard on individuals - who may thus be denied a months seniority or more, as well as suffer a substantial loss in pay."

Subd with draft ~~Reading~~

Mr Dewan through the 2nd Comm Cellor

28/11/03

28/11/03

30/4

Note Cont'd

In accordance with the order on the previous page, the Senior Surgeon was, in Govt order No 2955 of the 11th Dece 1903, informed that Govt were not prepared to reopen the question of giving retrospective effect to the promotion of Mr G.S. David from the ~~Secretary~~ Sub Asst Surgeon's Grade to the Assistant Surgeon's Grade) which was finally disposed of in their order No 253-4 Mis 44 dated the 4th July, 1902.

Paper with flag B

Paper with slip C

With his present letter the Senior Surgeon forwards again for favour of orders" letter No 921 dated the 26th January 1904 from the Asst Surgeon referred to above anent his promotion with retrospective effect.

Submitted. The Senior Surgeon may if approved, be informed that in the face of the orders communicated to him in Govt Pro: No 2955 of 11th December 1903, he ought not to have troubled the

A.M.
14/3/04

Office Note--contd.

Grant application with Mr. Druids' application.

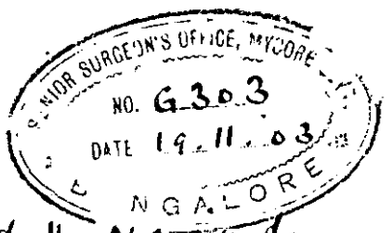
Ltd with draft.

H.B

15/3/04

F. 1660 ✓

From 190 21-11-03



To W. V. Narasimhayya Esqr MA.L
Secy to Govt
Genl Rev depts.
Bangalore.

Dated

Despatched

Received

General No.

No.

Enclosure No. 1

Recommending that the transm
of Asstt Surgeon Mr. G. S. Devi
should have a retrospective ef

Signed
Reference to be made
03/12
24.11.03

From,

Lt. Col. John Smyth M.D.,I.M.S.

Offg.Senior Surgeon and Sanitary Commissioner,

with the Govt. of H.H. the Maharaja of Mysore

Bangalore..

To,

H. V. Nanjundayya Esqr, M.A.,M.L.

Secretary to the Govt. of H.H. the Maharaja of

Mysore, Genl. and Rev. Departments, Bangalore.

Dated 19th November 1903.

No. G 303

Sir,

In forwarding the accompanying copy of letter No.552 dated 11-11-1903 from 4th Grade Assistant Surgeon Mr.G.S.David I have the honor to state that it seems clear that these promotions should have retrospective effect i.e., date from the day the vacancy occured - At present promotions date from whatever time Government may have had time to consider the question of the promotions which is hardly an exact procedure and may work very hard on individuals - who may thus be denied a months seniority or more, as well as a substantial loss in pay

I have the honor to be,

Sir,

Your most obedient servant,

Smyth

M.D.
Lt.Col.I.M.S.
Offg.Senior Surgeon and Sany.Commr.
C.V.

From

G.S.David

4th Grade Assistant Surgeon

Chitaldroog.

To

Lt. Col. John Smyth M.D.,I.M.S.

Offg. Senior Surgeon and Sanitary Commissioner,

Mysore Government, Bangalore.

Dated 11th November 1903

No. 552. Enc. 1

Sir,

I beg to bring to your kind notice that in July 1901 when I was a 1st grade Sub Assistant Surgeon, you very kindly re-commended me to the Government to be promoted to the last grade of Assistant Surgeons, as then there were some vacancies in the grade of Assistant Surgeons, consequent on the promotion of certain Assistant Surgeons to the Grade of Civil Surgeons. For some cause or other the Government were not pleased to sanction the promotion although at the time there were less than 17 Assistant Surgeons the number sanctioned in G.P.386-9 M736 dated Bangalore 23rd September 1897. Again in the early part of 1902 when some vacancies occured in the grade of Assistant Surgeons consequent on the death of certain Officers in that grade, I was again recommended to be promoted & though this time Government were pleased to sanction the promotion yet unfortunately for me it was not from the date of vacancy. This matter was represented to the Senior Surgeon & Sanitary Commissioner who very kindly addressed the Government on the subject, and they, however, in their order No.6008-9/Mis952 dated 20th October 1902, copy of which is herein enclosed for your kind perusal were pleased to order that the promotion will have effect only from the date of the order of Government. Now I beg to state that in the Mysore Gazette dated 8th October 1903 & 5th November 1903, the promotions of certain Police Officers and Officers in the Engineering Department are

published

published, and I beg to point out that these promotions take re-
-trospective effect & not as in my unfortunate case from the date
of Government order. I therefore pray that you will kindly ad-
dress~~ed~~ thebenign Government once again, and get me my promotion
also with a retrospective effect as the Government have been
pleased to grant it in case of my brother Officers in the Police
& Engineering Departments. In making this humble prayer I beg to
invite your kind attention to G.O.No.3868-9 M 736 dated Bangalore
23rd September 1897 latter part of para 6 which runs as follows,
"The promotion of a Sub Assistant Surgeon to anAssistant Surgeon-
-ship will be regulated by vacancy and merit". I therefore beg
to state that if full effect be given to this para in case of
I may be fortunate enough to get my promotion
my promotion with retrospective effect and also get ~~my~~ into the
next higher grade a few months earlier which for poor me is a
good deal.

I beg to remain

Sir

Your most obdient servant,

Sd/ G.S.David

Assistant Surgeon.

" T R U E C O P Y ".

M.D.

Lt. Col. I.M.S.

Offg Senior Surgeon &.Sany.Comm~.M.G.

A.T.R.

1903

Read:- Letter No 6203 dated the 19th November 1903, from the Offg Senior Surgeon and Sanitary Commr with the Govt of Mysore, forwarding a letter No 552 dated the 11th ~~June~~ idem from Mr G. S. David, Apptt Surgeon, Chitaldrug and recommending that as prayed for therein the promotion of Mr G. S. David and other medical officers ~~ordered~~ sanctioned in Govt order No 2534 mis 44 of the 4th July, 1902, may be given retrospective effect, i.e. from the date from which the vacancies occurred.

Order thereon Ind 2955-9/11/24.

~~Recorded with~~

~~two~~

Yours are constrained to remark that
~~the Director of the~~
the Offg Senior Surgeon should
~~not~~ have
opened a question
which was disposed
of by Govt on a reference
from his predecessor
in Office, in their order
of the 26th July, 1902.

Yours
28/11/03
Secy
28/11/03

To
The Offg Senior Surgeon

Yours
8/12/3
Secy
6. XII. 03

Proceedings of the Government of His Highness

the Maharaja of Mysore.

Read:-

Letter No.G.303 dated the 19th November 1903, from the Officiating Senior Surgeon and Sanitary Commissioner with the Government of Mysore, forwarding a letter No.559 dated the 11th idem, from Mr.G.S.David, Assistant Surgeon, Chitaldrug, and recommending that as prayed for therein, the promotions of Mr.G.S. David and other Medical Officers sanctioned in Government Order No.253-4/Mis.44 of the 4th July 1902, may be given retrospective effect i.e.from the date from which the vacancies occurred.

oooooooooooooooooooo

Order thereon No. 2955 Dated Bangalore, 11 December 1903.

Government are not prepared to reopen the question disposed of finally in their order No.253-4/Mis.44 dated 4th July 1902.

8/12

Secretary.

Compd.

To

The Officiating Senior Surgeon and Sanitary Commissioner with the Government of Mysore.

C.H.

G.295-0

1904

From Lt. Col. P. H. Benson M. B. I.m.s.

SENIOR SURGEON AND SANITARY COMMISSIONER, MYSORE GOVERNMENT, BANGALORE.

8 MAR 1904

POLITICAL & REVENUE SECRETARIAT

To

B. K. Venkataravaradaiengar Esq: Secretary to the G.

Dated 5-3-04 Government of H. H.

Despatched the Maharaja of Mysore

Received General & Rev. Depts

General No. G 443 Bangalore

No.

Enclosure No. 6

Forwarding for orders Assistant Surgeon Mr. G. S. David's letter no: 921 dated 26th January 04 with enclosures anent his promotion with retrospective effect.

No.G. 443 Dated 5th March 1904.

From

Lt. Col. Percy M. Benson M.B., I.M.S.

Senior Surgeon and Sanitary Commissioner

with the Government of H.H. the Maharaja of

Mysore, Bangalore.

To

S. K. Venkatavaradaiengar Esqr,

Offg. Secretary to the Government of H.H. the

Maharaja of Mysore, General and Revenue

Departments, Bangalore.

Sir,

With reference to Government Order No.G.2955 dated 11th December 1903, I have the honor to forward herewith for favor of orders, letter No.921 dated 26th January 1904 with enclosures (to be obligingly returned) from Assistant Surgeon Mr. G. C. David of the Chitaldrug District, anent his promotion with retrospective effect.

I have the honor to be,

Sir,

Your most obedient servant,

Lt.Col. . .

For Senior Surgeon & Sanitary Comm'r.,

C.M.

G.295-0

1904

From Lt. Col. P. H. Benson M.B. I.M.S.
Senior Surgeon and Sanitary Commissioner, Mysore Government, Bangalore.

MAR 1904
Political & Revenue Secretariat

To

B. K. Venkataravaradaiengar Esq: Secretary to the Government of H. H. the Maharaja of Mysore General & Rev. Depts Bangalore

Dated 5-3-04

Despatched

Received

General No. G443

No.

Enclosure No. 6

Forwarding for orders Assistant Surgeon Mr. G. S. David's letter no: 921 dated 26/15 January 04 with enclosures anent his promotion with retrospective effect.

Mysore Govt., Gen. & Rev. Secretariat

Medical Branch

File No. (if any) and its date—

D

Office Draft.

Progs. of the Govt. of H. H. the Maharaja of Mysore.

Read: Letter No. 6,163 dated the 5th March 1906 from the Senior Surgeon and Sanitary Commr. with the Govt. of Mysore forwarding for ~~favourable~~ orders letter No. 322 dated the 26th January 1906 from Lt. D. Daniel Acting Surgeon & Chairman Dist. Board praying for ~~retrospective effect~~ being given to his promotion ~~with retrospective effect~~

Order:

i.e. from the date from which the vacancies occurred.

Order thereon No. Fin. 4752 8/22-3 of 06

Govt. Regret ~~to observe~~ they cannot revoke ~~the sanction~~ of the order already passed in Govt. No. 2955 dated the 11th December 1903. ~~The~~ Senior Surgeon should ~~have~~ taken ~~the trouble~~ again ~~to submit~~ a proposal for promotion of Lt. Daniel ~~to be~~ ~~considered~~ ~~and~~ ~~made that Govt are~~ ~~not bound to~~

~~Presb. Council to be entertained~~

~~to receive the Gratuities~~

~~already distributed of~~

The endowments recommended the above are returned.

Secy

15/3

15/3/07

To

The S. Surgeon and Sanitary Comm with the Govt of Imperial